

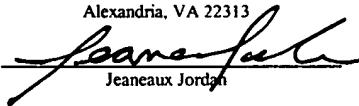


Don
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/660,155
Confirmation No.: 4955
Filing Date: September 11, 2003
Inventors: Gordon et al.
Title: ARTIFICIAL FUNCTIONAL
SPINAL UNIT ASSEMBLIES

§ Examiner: D. J. Isabella
§ Art Unit: 3738
§ Atty. Dkt. No.: 5943-00200/EBM

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8	
DATE OF DEPOSIT: <u>August 22, 2006</u>	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail on the date indicated above and is addressed to: Commissioner for Patents Alexandria, VA 22313	
 Jeaneaux Jordan	

REQUEST FOR WITHDRAWAL OF HOLDING OF ABANDONMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant hereby requests withdrawal of the holding of abandonment of the above-referenced application.

On August 10, 2006, a Notice of Abandonment for the above-referenced application was sent to Applicant's undersigned attorney. The Notice of Abandonment indicated that the above-referenced application had gone abandoned due to failure to timely or properly reply to a Office Action mailed on September 19, 2005.

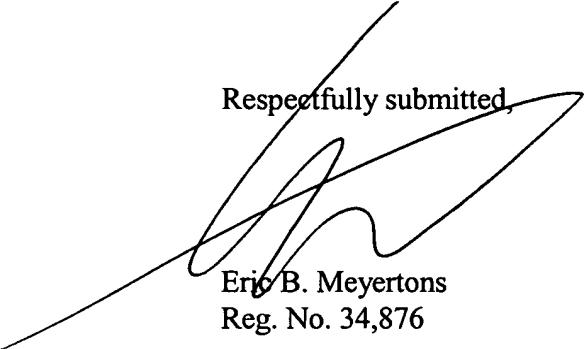
Applicant has performed a diligent search of the file record and the docket records. No records have been found that indicate that the Office Action mailed on September 19, 2005 was received by Applicant's representative. If such an Office Action had been received, the response due date would have been October 19, 2005. Applicant has attached a copy of the docket record

for December 11, 2003 through September 11, 2006. Applicant submits that no docket entry for September 19, 2005 is present for the above-referenced case (Case Number: 5943-00200).

Applicant respectfully requests entry of this Request in the application and request that the Notice of Abandonment be withdrawn. Applicant further requests that a copy of the Office Action mailed September 19, 2005 be sent to Applicant's representative.

No fees are enclosed for this request; however, should any fees be required, please charge those fees to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account Number 50-1505/5943-00200/EBM.

Respectfully submitted,


Eric B. Meyertons
Reg. No. 34,876

Attorney for Applicant

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Date: 8-22-06



Country Application

Friday, August 18, 2006

Page: 1

Case Number: 5943-00200

Country: US

SubCase:

Client: FSU Technology, Inc.

United States of America

Case Type: CIP

Application Status: Pending

Application Number: 10/660155

Filing Date: 11-Sep-2003

Publication Number:

Publication Date:

Patent Number:

Issue Date:

Parent/PCT Number:

Parent/PCT Date :

Parent Issue Number:

Parent Issue Date :

Tax Schedule: LE

Expiration Date:

Confirmation #:

Patent Term Adjustment: 0

Owner:

Agent:

Agent Reference #:

App.Title: ARTIFICIAL FUNCTIONAL SPINAL UNIT ASSEMBLIES

Tax Start Date:

Inventors:

Family Reference:

Charles Gordon

Corey T. Harbold

Remarks: Assignment recorded 06/29/05 on R 016732/F 0346 rec'd 11/21/05.

Country Application

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List Of Actions

Action(s) Due	Due Date	Indicator	Action Taken	Resp.
Filing Receipt	11-Dec-2003	Reminder	01-Mar-2005	
IDS	11-Dec-2003	Due Date	05-Apr-2005	
Client Letter	05-May-2004	Due Date	01-Mar-2005	
Client Letter	11-Jun-2004	Due Date	01-Mar-2005	
Foreign Filing Deadline	05-Aug-2004	Due Date	01-Mar-2005	
Foreign Filing Deadline	11-Sep-2004	Due Date	01-Mar-2005	
6 Mon Soft Date	20-Jun-2005	Due Date	01-Mar-2005	
Expect Action	11-Sep-2005	Due Date		
Recorded Assign Due	27-Sep-2005	Due Date	21-Nov-2005	
Status Letter	11-Sep-2006	Due Date		

Created By: snasabee

User ID: snasabee

Date Created: 21-Dec-2004

Last Update: 21-Nov-2005